

MESSAGE NO: 9273205 MESSAGE DATE: 09/30/2009

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-922

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/25/2008 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS BASED UPON SCOPE RULING ON RAW FLEXIBLE
MAGNETS FROM CHINA (A-570-922); CERTAIN LOCKER MAGNETS IMPORTED BY IT'S
ACADEMIC

MESSAGE NO: 9273205

DATE: 09 30 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 570 - 922

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PERIOD COVERED: 04 25 2008 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS BASED UPON SCOPE RULING ON RAW
FLEXIBLE MAGNETS FROM CHINA (A-570-922); CERTAIN LOCKER
MAGNETS IMPORTED BY IT'S ACADEMIC

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM IT'S ACADEMIC,
INC. COMMERCE ISSUED A FINAL SCOPE RULING ON 09/02/2009 THAT
THREE PACKAGES OF FOUR LOCKER MAGNETS EACH ARE NOT WITHIN THE
SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING RAW FLEXIBLE
MAGENTS FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-922).

2. COMMERCE DETERMINED THAT CERTAIN LOCKER MAGNETS IMPORTED BY
IT'S ACADEMIC ARE OUTSIDE THE SCOPE OF THE ORDER BECAUSE THEY

ARE PRINTED FLEXIBLE MAGNETS. THEREFORE, CERTAIN LOCKER MAGNETS WITH UPC NUMBERS 7-25150-96114-7, 7-25150-96113-0, AND 7-25150-96112-3 IMPORTED BY IT'S ACADEMIC ARE NOT WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING RAW FLEXIBLE MAGNETS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 04/25/2008, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION OF IT'S ACADEMIC'S LOCKER MAGNETS LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO IT'S ACADEMIC'S LOCKER MAGNETS LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF IT'S ACADEMIC'S LOCKER MAGNETS LISTED ABOVE AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 04/25/2008.

6. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF

SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER.

INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. FOR ALL OTHER SHIPMENTS OF LOCKER MAGNETS FROM THE PEOPLE'S

REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH 2 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O5:MAR).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE FURGASON

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party